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Attorneys for Defendants
CITY AND COUNTY OF SAN FRANCISCO
AND GEORGE BUTTERWORTH

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN TENNISON,

Plaintiff,

vs.

CITY AND COUNTY OF SAN
FRANCISCO, SAN FRANCISCO POLICE
DEPARTMENT, EARL SANDERS,
NAPOLEON HENDRIX AND GEORGE
BUTTERWORTH,

Defendants.

Case No. C 04-0574 CW

**STIPULATION AND PROPOSED
ORDER EXTENDING SCHEDULE
FOR MONELL-BASED SUMMARY
JUDGMENT MOTIONS**

FILED

JUN 14 2005

RICHARD W. WICKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

RECITAL

The Court's current case management schedule sets a briefing schedule that does not distinguish between summary judgment motions based on fact discovery and summary judgment motions based on *Monell* discovery, even though *Monell* discovery is set to close approximately six weeks after fact discovery. This stipulation harmonizes the discovery and summary judgment briefing schedules by permitting summary judgment motions based on *Monell* to be filed approximately six weeks after the individual liability and immunity-based motions. The parties request that the Court adopt this stipulation as an order.

STIPULATION

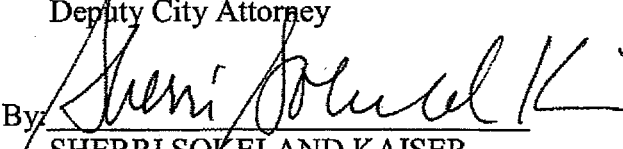
The parties stipulate to the following modified case management deadlines:

Hearing on <i>Monell</i> -based motion(s) for summary judgment	September 2, 2005
Opening brief due	July 22, 2005
Opposition brief due	August 5, 2005
Reply brief, if any, due	August 12, 2005.

The parties further stipulate that they will not seek a stay of any *Monell*-based motion in the event that the summary judgment motions scheduled to be heard on July 15, 2005, are decided and appealed before any *Monell*-based motion is heard on September 2, 2005, and decided. Instead, in the interests of economy, the parties stipulate that they will endeavor to ensure that all summary judgment motions scheduled to be heard on July 15 and September 2, 2005 are subject to the same schedule on appeal.

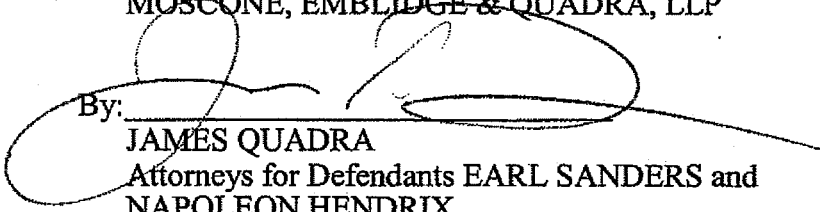
Dated: 6/8/05

DENNIS J. HERRERA
City Attorney
JOANNE HOEPER
Chief Trial Deputy
SHERRI SOKELAND KAISER
Deputy City Attorney

By 
SHERRI SOKELAND KAISER
Attorneys for Defendants
CCSF AND GEORGE BUTTERWORTH

1 Dated: 6/6/05

2
3 JAMES QUADRA, ESQ.
MOSCONE, EMBLIDGE & QUADRA, LLP

4
5 By: 
6 JAMES QUADRA
Attorneys for Defendants EARL SANDERS and
7 NAPOLEON HENDRIX

8 Dated: _____

9 ETHAN BALOGH, ESQ.
10 KEKER & VAN NEST, LLP

11 By: _____
12 ETHAN BALOGH
Attorneys for Plaintiff JOHN TENNISON

13
14 Dated: _____

15 JOHN HOUSTON SCOTT, ESQ.
16 THE SCOTT LAW FIRM

17 By: _____
18 JOHN HOUSTON SCOTT
Attorneys for Plaintiff ANTOINE GOFF

19
20 **ORDER**

21 GOOD CAUSE appearing, it is HEREBY ORDERED that the Court's case management
22 deadlines are modified pursuant to the terms of the foregoing stipulation. All Defendants shall
23 jointly file a single motion of 25 pages or less; both
24 plaintiffs shall file together a joint opposition & if
25 desired, cross motion in a single brief of 25 pages or less.

26 Dated: JUN 14 2005
27 THE HONORABLE CLAUDIA WILKEN
28 UNITED STATES DISTRICT JUDGE

1 Dated: _____

2
3 JAMES QUADRA, ESQ.
4 MOSCONE, EMBLIDGE & QUADRA, LLP

5 By: _____
6 JAMES QUADRA
7 Attorneys for Defendants EARL SANDERS and
8 NAPOLEON HENDRIX

9 Dated: 6/7/05

10 ETHAN BALOGH, ESQ.
11 KEKER & VAN NEST, LLP

12 By: Ethan Balogh
13 ETHAN BALOGH
14 Attorneys for Plaintiff JOHN TENNISON

15 Dated: _____

16 JOHN HOUSTON SCOTT, ESQ.
17 THE SCOTT LAW FIRM

18 By: _____
19 JOHN HOUSTON SCOTT
20 Attorneys for Plaintiff ANTOINE GOFF

21 **ORDER**

22 GOOD CAUSE appearing, it is HEREBY ORDERED that the Court's case management
23 deadlines are modified pursuant to the terms of the foregoing stipulation.

24 IT IS SO ORDERED.

25 Dated: _____

26 THE HONORABLE CLAUDIA WILKEN
27 UNITED STATES DISTRICT JUDGE

1 Dated: _____
2

3 JAMES QUADRA, ESQ.
4 MOSCONE, EMBLIDGE & QUADRA, LLP

5 By: _____
6 JAMES QUADRA
7 Attorneys for Defendants EARL SANDERS and
8 NAPOLEON HENDRIX

9 Dated: _____
10

11 ETHAN BALOGH, ESQ.
12 KEKER & VAN NEST, LLP

13 By: _____
14 ETHAN BALOGH
15 Attorneys for Plaintiff JOHN TENNISON

16 Dated: 6/8/05
17

18 JOHN HOUSTON SCOTT, ESQ.
19 THE SCOTT LAW FIRM

20 By: [Signature]
21 JOHN HOUSTON SCOTT
22 Attorneys for Plaintiff ANTOINE GOFF

23 ORDER

24 GOOD CAUSE appearing, it is HEREBY ORDERED that the Court's case management
25 deadlines are modified pursuant to the terms of the foregoing stipulation.

26 IT IS SO ORDERED.
27

28 Dated: _____

THE HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE